



**Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
Mining Section**

**2700 Middlebrook Pike, Suite 220  
Knoxville, Tennessee 37921-5602  
PHONE (865) 594-6035 FAX (865) 594-6105**

**Public Participation Opportunity**

**August 4, 2004  
Public Notice M2004-12  
Public Notice Expiration September 6, 2004**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

**Individual NPDES Permits**

***Coal Proposed Issuance***

Applicant	<b>Tennessee Classic Coal Company, Inc.</b>
Facility	<b>Mine 1</b>
NPDES Permit Number	<b>TN0079316</b>
Counties	Sequatchie and Van Buren
Street Address	Highway 111 at intersection of Highway 8
City	Dunlap
Zip	37327
Description of Activity	Surface coal mine
Receiving Stream	Big Brush Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 33' 40"
Facility Longitude	85° 26' 10"
Permit Writer	MRR

***Coal Proposed Modification***

Applicant	<b>Skyline Coal Company</b>
Facility	<b>Big Brush Creek Mine</b>
NPDES Permit Number	<b>TN0054151</b>
County	Sequatchie
Street Address	Highway 111 at intersection of Highway 8
City	Dunlap
Zip	37327
Type of Modification	Deleting acreage and monitoring points that will be permitted by Tennessee Classic Coal Company, Inc., Mine 1, NPDES Permit TN0079316
Description of Activity	Reclaimed surface coal mine
Receiving Streams	Glady Fork and Big Brush Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 32' 39"
Facility Longitude	85° 26' 35"
Permit Writer	MRR

***Coal Proposed Terminations***

Applicant **Tennessee Consolidated Coal Company**  
Facility **Kelley Creek Rock Disposal Area**  
NPDES Permit Number **TN0048992**  
County Sequatchie  
Street Address Kelley Creek  
City Whitwell  
Zip 37397  
Description of Activity Reclaimed underground mine rock disposal  
Receiving Stream Kelley Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35° 19' 30"  
Facility Longitude 85° 32' 18"  
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**  
Facility **Kelley Creek Strip Mine 3**  
NPDES Permit Number **TN0071935**  
County Sequatchie  
Street Address Kelley Creek  
City Whitwell  
Zip 37397  
Description of Activity Reclaimed surface coal mine  
Receiving Stream Kelley Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35° 19' 09"  
Facility Longitude 85° 31' 37"  
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**  
Facility **Kelley Creek Surface Mine 1**  
NPDES Permit Number **TN0052914**  
County Sequatchie  
Street Address Kelley Creek  
City Whitwell  
Zip 37397  
Description of Activity Reclaimed surface coal mine  
Receiving Stream Kelley Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35° 19' 12"  
Facility Longitude 85° 31' 13"  
Permit Writer JPJ

**Public Notice M2004-12**

August 4, 2004

Page 3 of 5

Applicant **Tennessee Consolidated Coal Company**  
Facility **Mine 34**  
NPDES Permit Number **TN0048887**  
County Sequatchie  
Street Address Hendrix Creek  
City Whitwell  
Zip 37397  
Description of Activity Reclaimed underground coal mine  
Receiving Stream Hendrix Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35° 16' 56"  
Facility Longitude 85° 29' 34"  
Permit Writer JPJ

Applicant **Tennessee Consolidated Coal Company**  
Facility **Mine 45**  
NPDES Permit Number **TN0051497**  
County Marion  
Street Address Hendrix Creek  
City Whitwell  
Zip 37397  
Description of Activity Reclaimed underground coal mine  
Receiving Stream Hendrix Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35° 16' 36"  
Facility Longitude 85° 29' 45"  
Permit Writer JPJ

***Non-Coal Proposed Reissuance***

Applicant **Rogers Group, Inc.**  
Facility **Hillsdale Quarry**  
NPDES Permit Number **TN0072371**  
County Macon  
Street Address Carter Branch Road  
City Hillsdale  
Zip 37083  
Description of Activity Limestone mining and processing  
Receiving Stream Goose Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 36° 26' 20"  
Facility Longitude 86° 04' 38"  
Permit Writer CTH

***Non-Coal Proposed Termination***

Applicant	<b>Hoover Company, Inc.</b>
Facility	<b>Basswood Avenue Concrete Plant</b>
NPDES Permit Number	<b>TN0066303</b>
Comment	This individual NPDES permit will be replaced with a storm water permit.
County	Davidson
Street Address	711 Basswood Avenue
City	Nashville
Zip	37086
Description of Activity	Ready-mix concrete plant
Receiving Stream	Richland Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 09' 30"
Facility Longitude	86° 53' 00"
Permit Writer	JPJ

**How to Comment:**

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

**How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule *1200-4-1-.05(3)(g)*. Public hearings will be announced through another public notice.

**How the Department Will Proceed:**

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

**To Obtain Permit Details:**

Draft Permits contain Antidegradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting [Kimberley.Reardon@state.tn.us](mailto:Kimberley.Reardon@state.tn.us) or calling (865) 594-5619.

List of Permit Writers

<b>CTH</b>	<b>Chris Hobgood</b>	<b>865-594-5545</b>	<a href="mailto:Chris.Hobgood@state.tn.us">Chris.Hobgood@state.tn.us</a>
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<b>JCP</b>	<b>John Price</b>	<b>865-594-5585</b>	<a href="mailto:John.Price@state.tn.us">John.Price@state.tn.us</a>
<b>MRR</b>	<b>Micheal Robbins</b>	<b>865-594-5542</b>	<a href="mailto:Micheal.Robbins@state.tn.us">Micheal.Robbins@state.tn.us</a>
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<b>DAT</b>	<b>Dave Turner</b>	<b>865-594-5541</b>	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

**State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

**State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).